

**FACSIMILE COVER SHEET**

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**NORRIS McLAUGHLIN & MARCUS, P.A.  
875 Third Avenue, 18<sup>th</sup> Floor  
NEW YORK, NEW YORK 10022  
PHONE: (212) 808-0700  
FAX: (212) 808-0844**

**TO : United States Patent & Trademark Office**  
**DATE : September 8, 2006**  
**FAX NO. : 571-273-8300**  
**SERIAL NO. : 10/542,226**  
**APPLICANT : Marc HUSEMANN et al.**  
**Our Ref : 101769-320-KGB**

**TOTAL NUMBER OF PAGES (INCLUDING THIS PAGE): 14**  
**DESCRIPTION:**

**Please see attached :**

**Petition to Withdraw Holding of Abandonment (3 pgs.)**  
**Copy of Notice of Abandonment (1 pg.)**  
**Copy of USPTO Auto Reply Facsimile Transmission (1 pg.)**  
**Copy of Norris McLaughlin & Marcus PA facsimile transmission verification report (1 pg.)**  
**Copy of Response to Missing Parts filed March 8, 2006 (7 pgs.)**

**Thank you.**

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**VIA FACSIMILE NO.: 571-273-8300**

**Date: September 8, 2006**

**Attorney Docket No.: 101769-320-KGB**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS : Marc HUSEMANN et al.  
SERIAL NO. : 10/542,226  
FILED : July 15, 2005  
FOR : ADHESIVE TAPE USE THEREOF FOR BONDING PRINTING  
BLANKETS  
ART UNIT : To Be Assigned  
EXAMINER : To Be Assigned

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September 8, 2006

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Sir:

On August 24, 2006, Applicants received a Notice of Abandonment in the above-identified application, which indicated that the application was abandoned "because of Applicants failure to timely or properly reply to the Notice to File Missing Parts mailed on January 9, 2006", in that "no reply was received".

Applicants hereby petition the Commissioner to exercise his authority and revive this application in view of the following facts:

A Notification of Missing Requirements was mailed to Applicants by the Patent Office on January 9, 2006, and required that an Oath or Declaration be filed by March 9, 2006. Applicants timely filed a Response to the Notification of Missing Requirements on March 8, 2006 via facsimile to the United States Patent and Trademark Office at (571) 273-3201. On March 8, 2006 Applicant received a transmission verification report from its fax machine that the facsimile successfully reached the USPTO at (571) 273-3201 as well as an Auto-Reply Facsimile Transmission from the USPTO itself confirming receipt of all seven pages consisting of applicant's Response to Notification of Missing Requirements. Applicants hereby submit copies of the Response to Missing Requirements, transmission verification report as well as the USPTO Auto-Reply Facsimile Transmission dated March 8, 2006.

The Commissioner will note that the Response of March 8, 2006 also authorized the payment of the \$130 surcharge for late filing of the declaration out of the undersigned's deposit account.

The Response to the Notification of Missing Requirements included a facsimile certificate stating that the correspondence was being electronically transmitted to the United States Patent Office via facsimile on March 8, 2006. The certificate of facsimile transmission as well as the USPTO Auto-Reply Facsimile Transmission constitute *prima facie* evidence that the Response to Notice To File Missing Parts was timely filed (see MPEP 512).

In case these papers have been inadvertently lost within the Patent Office, Applicants enclose copies herewith.

The Notification of Missing Requirements required that the declaration be filed within two months of the date of the Notice i.e., by March 9, 2006. The Declaration was, in fact, filed on March 8, 2006, and therefore the requirement of the Notification of Missing Requirements was met.

In short, Applicants submit that the reply, which the Notice of Abandonment indicates was not received, was, in fact, actually received within the time period allowed and that the Application was not abandoned.

Applicants request, therefore, that the Commissioner exercise his authority and correct the record to show that this application is pending and has not been abandoned. Specifically, it is respectfully requested that the Notice of Abandonment be withdrawn and the application returned to active status.

Applicants do not believe that a fee is required for this petition. However, should the Commissioner determine that any fee is, in fact, due, he is hereby authorized to charge the fee due to Deposit Account No. 14-1263.

Early and favorable action is earnestly solicited.

Respectfully submitted  
NORRIS, McLAUGHLIN & MARCUS

By 

Kurt G. Briscoe  
Reg. No. 33,141

875 3<sup>rd</sup> Avenue, 18<sup>th</sup> Fl.  
New York, NY 10022  
(212) 808-0700

I hereby certify that this correspondence is being transmitted via facsimile, no (571) 273-8300 to the United States Patent and Trademark Office, addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 8, 2006.

By 

Laurie Olds

Date September 8, 2006

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Page 1 of 1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22315-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/542,226	Marc Husemann	101769-320 KGB
INTERNATIONAL APPLICATION NO.		
PCT/EP03/14396		
I.A. FILING DATE	PRIORITY DATE	
12/17/2003	01/29/2003	

27384  
NORRIS, MCLAUGHLIN & MARCUS, PA  
875 THIRD AVENUE  
18TH FLOOR  
NEW YORK, NY 10022

CONFIRMATION NO. 2937

371  
ABANDONMENT/TERMINATION  
LETTER

\*OC000000019637681\*

Date Mailed: 08/18/2006

## NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- No response to Missing Requirement letter sent 1/9/06

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)

TO 2128080844 COMPANY: 17001 Fax Server

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 2128080844

Fax Information

Date Received:

3/8/2006 3:12:47 PM [Eastern Standard Time]

Total Pages:

7 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

03/08/2006 15:19	2128080844	NORRIS HOLAUGLIN	PAGE 01/07
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<b>FACSIMILE CERTIFICATE</b>	
I hereby certify that this correspondence and every paper referred to therein as being enclosed is being filed via facsimile to the designated fax number (877) 273-3201 to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:	
Date:	March 8, 2006
By:	[Signature]
_____ [Signature]	

Attorney Docket No. 101769-320 KGB

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT : MME HUSPMANN et al  
 SERIAL NO. : 10/542,226  
 CUSTOMER NO. : 27384  
 FILED : July 15, 2005  
 FOR : ADHESIVE TAPE AND USE THEREOF FOR BONDING PRINTING BLANKETS  
 ART UNIT : To Be Assigned  
 EXAMINER : To Be Assigned

Commissioner for Patents  
 PO Box 1450  
 Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Re:

This is in response to the Notice to File Missing Parts of Application under 37 CFR 1.53(b) dated January 9, 2006, in the above-identified application.

Enclosed herewith for filing are the following:

A copy of the Notification of Missing Requirements;

An Executed Combined Declaration and Power of Attorney, including residence information and identifying the application by the above Application Number and Filing Date.

USPN 10/542,226  
 Response to Notice to File Missing Parts Page 1

PAGE 14 \* ADVISORY: THIS IS AN AUTOMATICALLY GENERATED RETURN RECEIPT CONFIRMATION OF THE FACSIMILE TRANSMISSION RECEIVED BY THE OFFICE. PLEASE CHECK TO MAKE SURE THAT THE NUMBER OF PAGES LISTED AS RECEIVED IN TOTAL PAGES ABOVE MATCHES WHAT WAS INTENDED TO BE SENT. APPLICANTS ARE ADVISED TO RETAIN THIS RECEIPT IN THE UNLIKELY EVENT THAT PROOF OF THIS FACSIMILE TRANSMISSION IS NECESSARY. APPLICANTS ARE ALSO ADVISED TO USE THE CERTIFICATE OF FACSIMILE TRANSMISSION PROCEDURES SET FORTH IN 37 CFR 1.8(A) AND (B), 37 CFR 1.6(F). TRADEMARK APPLICANTS, ALSO SEE THE TRADEMARK MANUAL OF EXAMINING PROCEDURE (TMEP) SECTION 306 ET SEQ.

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TRANSMISSION VERIFICATION REPORT

TIME : 03/08/2006 15:14  
 NAME : NORRIS MCLAUGHLIN  
 FAX : 2128080844  
 TEL : 2128080700  
 SER.# : BR0J3J677379

DATE, TIME  
 FAX NO./NAME  
 DURATION  
 PAGE(S)  
 RESULT  
 MODE

03/08 15:10  
 915712733201  
 00:03:08  
 07  
 OK  
 PHOTO  
 ECM

**FACSIMILE CERTIFICATE**

I hereby certify that this correspondence and every paper referred to therein as being enclosed is being filed via facsimile to the designated fax number (571) 273-3201 to Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on the date indicated below:

Date:

March 8, 2006

By

Jennifer Archer

Jennifer Archer

7 pages

Attorney Docket No. 101769-320 KGB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Marc HUSEMANN et al  
 SERIAL NO. : 10/542,226  
 CUSTOMER NO. : 27384  
 FILED : July 15, 2005  
 FOR : ADHESIVE TAPE AND USE THEREOF FOR BONDING  
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 EXAMINER : To Be Assigned

Commissioner for Patents  
 PO Box 1450  
 Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

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SEP 08 2006

**FACSIMILE CERTIFICATE**

I hereby certify that this correspondence and every paper referred to therein as being enclosed is being filed via facsimile to the designated fax number (571) 273-3201 to Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on the date indicated below:

Date:

March 8, 2006

By

Jennifer Archer

7 pages

Attorney Docket No. 101769-320 KGB

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT : Marc HUSEMANN et al  
SERIAL NO. : 10/542,226  
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Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

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Enclosed herewith for filing are the following:

A copy of the Notification of Missing Requirements;

An Executed Combined Declaration and Power of Attorney, including residence information and identifying the application by the above Application Number and Filing Date.

USSN 10/542,226  
Response to Notice to File Missing Parts

Page 1

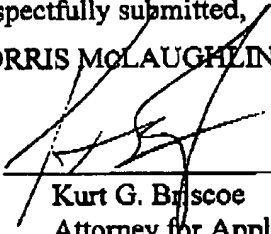
00040543



**Please charge the surcharge for late filing of the declaration in the amount of \$130.00 for a large entity to Deposit Account No. 14-1263.**

**If any additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 14-1263.**

Respectfully submitted,  
**NORRIS McLAUGHLIN & MARCUS, P.A.**

By   
Kurt G. Bryscoe  
Attorney for Applicant(s)  
Reg. No. 33,141  
875 Third Avenue - 18<sup>th</sup> Floor  
New York, New York 10022  
Phone: (212) 808-0700  
Fax: (212) 808-0844

KGB/ja

Enc. - Combined Declaration and Power of Attorney  
- Copy of Notice to File Missing Parts

Norris, McLaughlin & Marcus, P.A.  
Attorney Docket No.101769-320  
Page 1 of 3

**COMBINATION DECLARATION & POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ADHESIVE TAPE AND USE THEREOF FOR BONDING PRINTING BLANKETS**

the specification of which is being filed concurrently herewith.

OR

the specification of which was filed on July 15, 2005 as United States application Serial No. 10/542,226.

OR

The specification of which was filed on December 17, 2003 as PCT International Application No. PCT/EP2003/014396.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed
103 03 539.7 (Number)	Germany (Country)	29 January 2003 (Day/Month/Yr. Filed)	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no
103 13 121.3 (Number)	Germany (Country)	24 March 2003 (Day/Month/Yr. Filed)	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no

Norris, McLaughlin &amp; Marcus, P.A.

Attorney Docket No. 101769-320

Page 2 of 3

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States Provisional Application(s) listed below.

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(Application Serial No.)	(Filing Date)
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(Application Serial No.)	(Filing Date)
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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

---

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

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(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

---

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punished by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint

Practitioners Associated with the  
Customer Number:

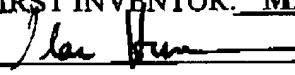
<b>27384</b>
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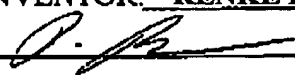
as my/our attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from the Assignee of this application as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned.

**DIRECT TELEPHONE CALLS TO:**

Norris, McLaughlin & Marcus, P.A.  
Attorney Docket No. 101769-320  
Page 3 of 3

FULL NAME OF SOLE OR FIRST INVENTOR: MARC HUSEMANN  
INVENTOR'S SIGNATURE:  DATE: 2-22-06  
RESIDENCE: Strehlowweg 48, 22605 Hamburg, Germany CITIZENSHIP: German  
POST OFFICE ADDRESS: Same as above.

FULL NAME OF SECOND INVENTOR: RENKE BARGMANN  
INVENTOR'S SIGNATURE:  DATE: 22.2.06  
RESIDENCE: Hagenbeckstrasse 35, 22527 Hamburg, Germany CITIZENSHIP: German  
POST OFFICE ADDRESS: Same as above.

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013/014

Page 1 of 2

SEP 08-2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/542,226	Marc Husemann	101769-320 KGB

27384  
NORRIS, MCLAUGHLIN & MARCUS, PA  
875 THIRD AVENUE  
18TH FLOOR  
NEW YORK, NY 10022

INTERNATIONAL APPLICATION NO.	
PCT/EP03/14396	
I.A. FILING DATE	PRIORITY DATE
12/17/2003	01/29/2003

CONFIRMATION NO. 2937

371 FORMALITIES LETTER

\*OC000000017797975\*

Date Mailed: 01/09/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/14/2005
- Copy of the International Search Report filed on 07/14/2005
- Information Disclosure Statements filed on 07/14/2005
- Request for Immediate Examination filed on 07/14/2005
- U.S. Basic National Fees filed on 07/14/2005
- Priority Documents filed on 07/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and International filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/542,226	PCT/EP03/14396	101769-320 KGB

FORM PCT/DO/EQ/905 (371 Formalities Notice)

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